UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

RAMEEZ ALI,)
Plaintiff, v.	Civil Action No. 22-40085-FDS
DEPARTMENT OF HOMELAND SECURITY; ALEJANDRO MAYORKAS, Secretary of the Department of Homeland Security; and UR MENDOZA JADDOU, Director of United States Citizenship and Immigration Services,	
Defendants.	

ORDER ON DEFENDANTS' MOTIONS TO DISMISS

SAYLOR, C.J.

Plaintiff Rameez Ali filed a complaint in this case on October 14, 2021. His complaint requested a writ of mandamus compelling the United States Citizenship and Immigration Services to take action on his I-40 petition. The complaint was originally filed in the United States District Court for the District of Columbia, and was transferred to this court on July 26, 2022.

On September 21, 2022, defendants filed a motion to dismiss for failure to state a claim and a motion to dismiss for lack of jurisdiction. On December 13, 2022, defendants filed a motion to dismiss for lack of prosecution. Plaintiff has not responded to any motion.

Dismissal for lack of jurisdiction is appropriate when "the issues are no longer live or the parties no longer have a legally cognizable interest in the outcome." *Horizon Bank & Tr. Co. v. Massachusetts*, 391 F.3d 48, 53 (1st Cir. 2004). According to the government, USCIS approved

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plaintiff's I-40 application on September 1, 2022. Accordingly, the sole issue raised by the

complaint is moot. The Court will accordingly dismiss the case for lack of jurisdiction.

For the foregoing reasons, defendants' motion to dismiss for lack of jurisdiction is

GRANTED. Defendants' motion to dismiss for failure to state a claim and motion to dismiss for

lack of prosecution are DENIED as moot. The clerk is directed to enter a separate order of

dismissal.

So Ordered.

/s/ F. Dennis Saylor IV

F. Dennis Saylor IV

Chief Judge, United States District Court

Dated: April 24, 2023

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